

**UNITED STATES DISTRICT COURT**  
EASTERN DISTRICT OF WISCONSIN

UNITED STATES OF AMERICA

**JUDGMENT IN A CRIMINAL CASE**

V.

Case Number: 05-CR-93

LAWRENCE E. ASHBECK

USM Number: 07789-089

Jeffrey W. Jensen

Defendant's Attorney

Timothy W. Funnell

Assistant United States Attorney

THE DEFENDANT pleaded guilty to count two of the information.

**The defendant is adjudicated guilty of these offense(s):**

<u>Title &amp; Section</u>	<u>Nature of Offense</u>	<u>Offense Ended</u>	<u>Count</u>
18 U.S.C. §101(a)(2) and 2.	Make a false statement and representation.	February 11, 2003	2

The defendant is sentenced as provided in Pages 2 through 3 of this judgment. The sentence is imposed pursuant to the Sentencing Reform Act of 1984.

IT IS ORDERED that the defendant must notify the United States Attorney for this district within 30 days of any change of name, residence, or mailing address until all fines, restitution, costs, and special assessments imposed by this judgment are fully paid. If ordered to pay restitution, the defendant must notify the court and the United States attorney of any material change in the defendant's economic circumstances.

Date of Imposition of Judgment

September 1, 2005

s/ William C. Griesbach, U.S. District Judge

Signature of Judicial Officer

September 7, 2005

Date

**CRIMINAL MONETARY PENALTIES**

The defendant must pay the total criminal monetary penalties under the Schedule of Payments on the attached page.

	<u>Assessment</u>	<u>Fine</u>	<u>Restitution</u>
<b><u>Totals:</u></b>	<b>\$100.00</b>	<b>\$2,000.00</b>	<b>\$2,106.00</b>

- ☐ The determination of restitution is deferred until \_\_\_\_\_. An *Amended Judgement in a Criminal Case* (AO 245C) will be entered after such determination.
- ☐ The defendant must make restitution (including community restitution) to the following payees in the amount listed below.

If a defendant makes a partial payment, each payee shall receive an approximately proportioned payment, unless specified otherwise in the priority order or percentage payment column below. However, pursuant to 18 U.S.C. § 3664(i), all nonfederal victims must be paid before the United States is paid.

<u>Name of Payee</u>	<u>**Total Loss</u>	<u>Restitution Ordered</u>	<u>Priority or Percentage</u>
Dept. of Veteran's Affairs Attn: Agent Cashier 5400 W. National Ave. Milwaukee, WI 53295		\$2,106.00	
<b><u>Totals:</u></b>	<b>\$</b>	<b><u>\$2,106.00</u></b>	

- ☐ Restitution amount ordered pursuant to plea agreement: \$\_\_\_\_\_.
- ☐ The defendant shall pay interest on any fine or restitution of more than \$2,500.00, unless the fine or restitution is paid in full before the fifteenth day after the date of the judgment, pursuant to 18 U.S.C. § 3612(f). All of the payment options on the Schedule of Payments may be subject to penalties for delinquency and default, pursuant to 18 U.S.C. § 3612(g).
- ☐ The court determined that the defendant does not have the ability to pay interest, and it is ordered that:
- |   |                               |   |
|---|-------------------------------|---|
| <input type="checkbox"/> the interest requirement is waived for the | <input type="checkbox"/> fine | <input type="checkbox"/> restitution.                         |
| <input type="checkbox"/> the interest requirement for the           | <input type="checkbox"/> fine | <input type="checkbox"/> restitution, is modified as follows: |

\*\* Findings for the total amount of losses are required under Chapters 109A, 110, 110A, and 113A of Title 18, United States Code, for offenses committed on or after September 13, 1994 but before April 23, 1996.

**SCHEDULE OF PAYMENTS**

Having assessed the defendant's ability to pay, payment of the total criminal monetary penalties shall be due as follows:

- A** ☐ Lump sum payment of \$\_\_\_\_\_ due immediately, balance due  
☐ not later than \_\_\_\_\_, or  
☐ in accordance with ☐ C, ☐ D, ☐ E, or ☐ F below; or
- B** ☒ Payment to begin immediately (may be combined with ☐ C, ☐ D, ☐ E, or ☐ F below; or
- C** ☐ Payment in monthly installments of \$\_\_\_ until paid in full, to commence 30 days after the date of this judgment; or
- D** ☐ Payment in monthly installments of \$\_\_\_ until paid in full, to commence 30 days after release from imprisonment to a term of supervision; or
- E** ☐ Payment during the term of supervised release will commence within 30 days after release from imprisonment. The court will set the payment plan based on an assessment of the defendant's ability to pay at that time; or
- F** ☐ Special instructions regarding the payment of criminal monetary penalties:

Unless the court has expressly ordered otherwise in the special instructions above, if this judgment imposes imprisonment, payment of criminal monetary penalties is due during the period of imprisonment. All criminal monetary penalties, except those payments made through the Bureau of Prisons' Inmate Financial Responsibility Program are made to the clerk of court.

The defendant shall receive credit for all payments previously made toward any criminal monetary penalties imposed.

- ☒ Joint and Several  
\$2,106.00 restitution is joint and several with co-defendant Cynthia Ashbeck, defendant number one in case number 05-CR-93.
- ☐ The defendant shall pay the cost of prosecution
- ☐ The defendant shall pay the following court costs
- ☐ The defendant shall forfeit the defendant's interest in the following property to the United States:

Payments shall be applied in the following order: (1) assessment, (2) restitution principal, (3) restitution interest, (4) fine principal, (5) fine interest, (6) community restitution, (7) penalties, and (8) costs, including cost of prosecution and court costs.